IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE TWENTY SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND SEVEN

PRESENT

THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No.25126 OF 2000

Between:

Pothula Venkata Raju and another.

.... PETITIONERS

AND

The Mandapeta Municipality,
Rep. by its Commissioner,
Mandapeta Mandal,
E.G. District, and another.

....RESPONDENTS

THE HON'BLE SRI JUSTICE
C.Y.SOMAYAJULU

WRIT PETITION NO.25126 OF 2000

O R D E R

Alleging that the respondents are trying to dispossess the petitioners from Sy.Nos.179/1 and 181/4 of Mandapeta Village and Mandal arbitrarily, the petitioners filed this writ petition seeking a direction to the respondents not to take any steps to dispossess them from the said property without following due process of law.

While admitting the writ petition, a learned single Judge of this Court in WPMP No.32065 of 2000 by order dated 18.12.2000 issued interim direction to the respondents not to dispossess the petitioners from the property being claimed by them without taking recourse to due process of law.

Though the writ petition is filed in the year 2000, no counter-affidavit is filed by the respondents till now. When the matter is listed on 26.09.2007, there is no representation on behalf of respondents, and hence, the case is adjourned to this day under the caption 'for orders'.

It is well settled that persons in settled possession, cannot be dispossessed otherwise than taking recourse to due process of law.

Therefore, the writ petition is allowed with costs.

JUSTICE C.Y.SOMAYAJULU

27th SEPTEMBER, 2007

PGS

THE HONOURABLE SRI JUSTICE
C.Y.SOMAYAJULU

W.P.NO.25126 OF 2000

27th SEPTEMBER, 2007